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 7  
 8 Attorneys for Defendants  
 9 BP SOLUTIONS LLC and AYR WELLNESS LLC

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 11  
**UNITED STATES DISTRICT COURT**  
 12  
**DISTRICT OF NEVADA**  
 13

14 CHASE PAYNE, individually and on behalf  
 15 of all other similarly situated,

16 Plaintiffs,  
 17

v.

18 BP SOLUTIONS LLC; AYR WELLNESS  
 19 HOLDINGS LLC,  
 20 EMPLOYEE(S)/AGENT(S) DOES 1-10; and  
 21 ROE CORPORATIONS 11-20, inclusive

22 Defendants.

23 Case No. 2:21-cv-01578-RFB-BNW

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**STIPULATION AND ORDER TO**  
**EXTEND TIME TO RESPOND TO**  
**COMPLAINT (ECF No. 1-1)**

25  
**(First Request)**

26 On July 20, 2021, Plaintiff Chase Payne (“Plaintiff”) initiated this action by filing a  
 27 complaint in the Eighth Judicial District Court of Nevada. Plaintiff served Defendants BP  
 28 Solutions LLC and Ayr Wellness Holdings LLC (“Defendants”) with a summons and the  
 complaint on July 27, 2021. Thereafter, on August 26, 2021, Defendants removed this action to  
 this Court on the basis of federal question jurisdiction. Defendants did not respond to Plaintiff’s  
 complaint before removal. Therefore, Defendants’ responses are due on September 2, 2021. (See  
 FRCP 81(c)(2)(C).)

29 King Durham is serving as local counsel for Defendants in this matter. Lead foreign  
 30 counsel (who intend to petition this Court for admission *pro hac vice*) and Defendants’ client  
 31 contact are going to be out of the office over the next few weeks on pre-planned trips. Therefore,  
 32 Defendants need additional time to gather information respond to Plaintiff’s complaint.

1 Accordingly, Plaintiff and Defendants, by and through their respective counsel, hereby  
2 stipulate and agree that Defendants shall have an extension until October 1, 2021, to file their  
3 responses to Plaintiff's complaint. This is the first request for such an extension.

4 DATED: August 27, 2021

GABROY LAW OFFICES

5  
6 By /s/ Kaine M. Messer

7 Christian J. Gabroy, NV Bar No. 8805  
8 Kaine M. Messer, NV Bar No. 14240  
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10 Attorneys for Plaintiff  
11 CHASE PAYNE

12 DATED: August 27, 2021

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13  
14 By /s/ Matthew L. Durham

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18 Attorneys for Defendants  
19 BP SOLUTIONS LLC and  
AYR WELLNESS LLC

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23  
24 **Order**

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26 **IT IS SO ORDERED**

27  
28 **DATED:** 5:29 pm, August 30, 2021

  
BRENDA WEKSLER  
UNITED STATES MAGISTRATE JUDGE